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05 UNITED STATES DISTRICT COURT  
06 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, )  
08 Plaintiff, ) CASE NO. MJ21-310  
09 v. )  
10 RICKY CHAVEZ HERNANDEZ ) DETENTION ORDER  
11 Defendant. )  
12 \_\_\_\_\_ )

13 Offenses charged:

- 14 1. Conspiracy to Distribute Fentanyl

15 Date of Detention Hearing: June 2, 2021.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably assure  
19 the appearance of defendant as required and the safety of other persons and the community.

20 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 21 1. Defendant has been charged with a drug offense, the maximum penalty of which  
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01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e). Defendant has a lengthy  
03 criminal record including convictions for possession of a controlled substance, second degree  
04 assault, and unlawful possession of a firearm. He is currently charged with Conspiracy to  
05 Distribute Fentanyl with records indicating that this alleged offense occurred while he was on  
06 bond from a King County matter involving the above drug and gun charges.

07         2. Defendant poses a risk of flight based on the 48 bench warrants issued for his  
08 repeated history of failure to appear. He has an extensive history of noncompliance and  
09 criminal activity while under supervision and pretrial release. Defendant also has a history of  
10 mental health issues and substance abuse. Defendant is a danger to the community because of  
11 his reoccurring history of similar criminal conduct and background of noncompliance and  
12 charges of criminal activity while under supervision. Defendant allegedly committed the  
13 current offense while on bond in another matter.

14         3. There does not appear to be any condition or combination of conditions that will  
15 reasonably assure the defendant's appearance at future Court hearings while addressing the  
16 danger to other persons or the community.

17         It is therefore ORDERED:

- 18         1. Defendant shall be detained pending trial, and committed to the custody of the Attorney  
19         General for confinement in a correction facility separate, to the extent practicable, from  
20         persons awaiting or serving sentences or being held in custody pending appeal;
- 21         2. Defendant shall be afforded reasonable opportunity for private consultation with  
22         counsel;

01 3. On order of the United States or on request of an attorney for the Government, the person  
02 in charge of the corrections facility in which defendant is confined shall deliver the  
03 defendant to a United States Marshal for the purpose of an appearance in connection  
04 with a court proceeding; and

05 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
06 for the defendant, to the United States Marshal, and to the United State Probation  
07 Services Officer.

08 DATED this 3rd day of June, 2021.

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11 S. KATE VAUGHAN  
12 United States Magistrate Judge  
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